IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(*Special Original Jurisdiction*)

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WEDNESDAY, THE FIFTH DAY OF OCTOBER

TWO THOUSAND AND FIVE

P R E S E N T

THE HON'BLE SRI JUSTICE K.C.BHANU

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WP.No.21441 OF 2005

Between**:**

Shaik Haneef, s/o. late Sk.Fakrudin Saheb,

Aged about 40 years,)cc.President,

Kadamakuntla Firka Muslim Development Society,

Kadamukuntla village, Tuggali Mandal,

Kurnool district & Anr. .... Petitioner

Versus

The A.P.State Wakf Board,

Represented by its Chief Executive Officer,

Hyderabad & Ors. …. Respondents

Counsel for the Petitioners : Mr.J.Janaki Rami Reddy

Counsel for the Respondents: Mr.S.M.SUBHANI

GP for Wakf Board

O R D E R :

This writ petition is filed seeking mandamus to declare the impugned order dated 17-8-2005 passed in RC.No.E8/2504/2005 by the second respondent directing the fourth respondent to handover possession of the land admeasuring Acs:30-00 situate in survey nos. 156, 166 and 175 of Kadmakuntla village, Tuggali Mandal, Kurnool district belonging to the Kadmakuntla Mosque and Peerlachavidi to the managing committee of Hussainpuram mosque, without giving any notice and

without affording opportunity to submit the petitioners bonafide objections and ignoring the maintenance of the mosque as well as Peerlachavidi of Kadmakuntla village, as arbitrary, illegal and violative of Articles 14 of the Constitution of India and consequently set aside the same.

When the matter is listed today, the learned counsel appearing for the petitioner seeks leave of this Court to withdraw this writ petition with a leave to avail such remedies as may be available to the petitioner in law. Leave is accordingly granted.

The writ petition is accordingly dismissed as withdrawn at the admission stage. It is needless to observe that if the petitioner avails any such remedy, the same shall be considered on its own merits uninfluenced by the dismissal of this writ petition.

OCTOBER 05th, 2005. ----------

I s L. ***K.C. BHANU , J.***